

C/O 15/025 Incoming

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DIV. OF OIL, GAS & MINING

*Attorneys for COP Coal Development Company*

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UNITED STATES DEPARTMENT OF THE INTERIOR  
OFFICE OF HEARINGS AND APPEALS  
INTERIOR BOARD OF LAND APPEALS

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COP COAL DEVELOPMENT COMPANY,

Appellant.

(Appeal of November 2, 2011 BLM decision  
approving Minor Modification of R2P2,  
Castle Valley Mine No. 3 and No. 4)

IBLA 2012-0052

**MOTION FOR EXTENSION OF TIME TO  
FILE STATEMENT OF REASONS**

**[Oral Argument Requested]**

3482 (UTG 023)  
UTU-73342 (LMU)  
U-020668 (Lead Coal Lease)

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Appellant, COP Coal Development Company ("COP"), pursuant to 43 CFR §§ 4.22(f) and 4.405, hereby respectfully moves the Interior Board of Land Appeals (the "Board"), for an extension of an additional 30 days to file its Statement of Reasons in the above-captioned appeal. Cause for this extension is established by the following:

1. The above-captioned appeal is one of several that COP has pending before the Board. Also pending is the consolidated appeal, IBLA 2011-111/-112, as well as the newly-filed appeal, 2012-0039.

2. Additionally, COP is involved in numerous other matters, pending before the United States Bankruptcy Court for the District of Utah, as well as the United States District Court, arising out of the bankruptcy case of C.W. Mining ("Utah Bankruptcy Case No. 08-20105"), the former operator of the mine in question in the above-captioned appeal.

3. COP's counsel is required to devote substantial time and resources to these matters, including multiple litigation matters pending in the C.W. Mining bankruptcy case.

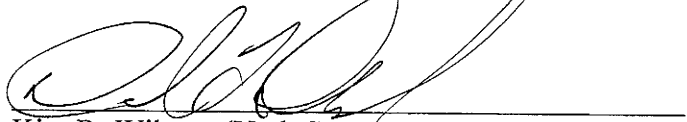
4. The current deadline to file the Statement of Reasons is January 17, 2012 (because January 16 is a holiday). Because of the press of deadlines and other timing issues, COP suggests that cause exists to extend the deadline for an additional 30 days, to and including February 15, 2012, in order to allow COP adequate time to prepare its Statement of Reasons.

5. This is the first extension of time requested by COP in the above-captioned appeal. The undersigned counsel for COP has emailed counsel for the BLM, as well as counsel for other parties involved in the appeal. The parties consented to the extension in 2012-0039, but the undersigned has not yet heard back from the other parties and counsel. It is presumed they will consent to this extension as well.

WHEREFORE, COP respect respectfully requests that the Board grant a 30-day extension of time, to February 15, 2012, for COP to file its Statement of Reasons in the above-captioned appeal.

DATED this 13<sup>th</sup> day of January, 2012.

SNOW, CHRISTENSEN & MARTINEAU

A handwritten signature in black ink, appearing to be 'Kim R. Wilson', is written over a horizontal line.

Kim R. Wilson (Utah State Bar 3512)

David L. Pinkston (Utah State Bar 6630)

Scott H. Martin (Utah State Bar 7750)

P. Matthew Cox (Utah State Bar 9879)

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY, that on January 13, 2012, a true and correct copy of the foregoing **MOTION FOR EXTENSION OF TIME TO FILE STATEMENT OF REASONS**, was sent via first class mail to the following:

U.S. Department of Interior  
Office of Hearing and Appeals  
Interior Board of Land Appeals  
801 North Quincy St., MS 300-QC  
Arlington, VA 22203  
(Via Fax: 703-235-9902 and US Mail)

U.S. Department of Interior  
Bureau of Land Management  
Utah State Office  
440 West 200 South, Suite 500  
Salt Lake City, UT 84101  
(Via U.S. Mail)

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John Steiger, Deputy Regional Solicitor  
U.S. Department of the Interior  
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Salt Lake City, UT 84138-1180  
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[j.steiger@sol.doi.gov](mailto:j.steiger@sol.doi.gov)

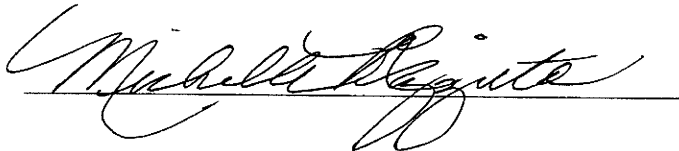
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A handwritten signature in dark ink, appearing to read "Michelle Regente", is written over a horizontal line.